

SINGLE BENCH

c-f.1001

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

WRIT PETITION NO.3422 OF 2006

PETITIONER :

✓ Rajendra Kumar Agrawal, S/o Late Shri S.L. Agrawal, Aged about 48 years, Presently posted and working as Sub Divisional Officer, Water Resources Construction Sub Division, Pendra Road, District Bilaspur (Chhattisgarh).

Versus

RESPONDENTS :

- ✓ 1. State of Chhattisgarh
Through the Secretary,
Department of Water Resources,
D.K.S. Building, Mantralaya,
Raipur, Chhattisgarh.
- ✓ 2. Deputy Secretary,
Department of Water Resources,
D.K.S. Building, Mantralaya,
Raipur, Chhattisgarh.
- ✓ 3. Engineer-in-Chief,
Department of Water Resources,
Sihava Bhawan, Raipur,
Chhattisgarh.
- ✓ 4. Executive Engineer, Water
Resources Division, Pendra Road,
Distt Bilaspur
- ✓ 5. D. Jaiswal,
Assistant Engineer, Mini Mata
Bango Canal, Division No.6,
Sakti, District Janjgir-Champa,
Chhattisgarh.

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CLEANED - A. G. BILASPUR
11/2/06



WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA

1. PARTICULARS OF THE PETITIONER.

मामला क्रमांक WpNo...34.22 106 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>13-7-2006</u> Shri B.D. Guru, counsel for the petitioner. Shri Satish Gupta, Deputy Govt. Advocate for the State/ respondents No.1 to 4, on advance copy. Heard both the counsel. By the instant petition, the petitioner has challenged the order dated 4.7.2006 whereby respondent No.2 has transferred the petitioner from Pendra Road to Hasdeo Barriage Water Management, Sub Division Darri, Korba and in place of the petitioner respondent No.5 namely Mr. D. Jaiswal has been posted. Learned counsel for the petitioner submitted that he is pressing only one point i.e. respondent No.5 is not eligible to be posted as SDO for the reason that he has not passed departmental examination in Accounts which is necessary qualification to be posted as SDO. Moreover, respondent No.5 is working at a place from where he has been transferred since last 4 months only. Therefore, the petitioner has been transferred just to accommodate respondent No.5. Counsel further submitted that in the circumstances, the petitioner may be allowed to make a representation to respondent No.2 raising all his grievances and in turn, he be directed to decide representation to which learned counsel for respondents has no objection. Having heard learned counsel for the parties, having regard to the facts and circumstances of the case, without expressing any opinion on the merit of the case, the petitioner is allowed to make a detailed representation along with copy of this petition to respondent No.2 within a period of 10 days from today and in turn, respondent No.2 is directed to decide representation of the petitioner within a period of 30 days from the	✓

P.T.O.

मामला क्रमांक सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Barve	date of receipt of representation, in an objective manner, after considering all the points raised by the petitioner, in accordance with law. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P. No.2627/2006 and I.A. No.6735/2006 also stand disposed of. Parties are entitled for certified copy of this order.	Sd/- L.C. Bhadoo Judge

14.7.06
19.7.06